

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 8, 1928.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Horace Barnhart appeared before the Council with reference to the establishment of a Playgrounds and Recreation Department for the City. After a discussion of the matter, the Council instructed the City Attorney to draw an ordinance creating this Department and submit same to the Council.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Frank R. Barron is the contractor for the construction of a building for O. O. Norwood, to be situated on Lots 11 and 12, in Original Block 83, City of Austin, and the plans of said building contemplate the use of the space under the sidewalk on West Seventh Street abutting on said property; and in order to effect such user, it will become necessary to excavate in and under the present sidewalk, and to construct in lieu thereof another sidewalk adequate for pedestrian traffic, and to construct in and under said sidewalk a sidewalk elevator having a width of 5 feet and a length of 8 feet; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT Frank R. Barron, as the contractor, and O. O. Norwood, as the owner of said building, be granted the privilege to excavate in and under the sidewalk on West Seventh Street abutting Lots 11 and 12 in Original Block 83, City of Austin, to the proper depth contemplated in the plans and specifications of said building, and that thereafter said O. O. Norwood, as the owner of said building, and his successors and assigns, may occupy and use the space under said sidewalk, subject to the terms and limitations hereinafter set forth.

2. THAT the above privileges are granted to said Frank R. Barron and to said O. O. Norwood upon the following express terms and conditions:

(1) That said Frank R. Barron shall construct, in lieu of the sidewalk now existing at said place, a sidewalk in accordance with the present sidewalk and curb ordinances, in so far as applicable, and with lines to be furnished by the City Engineer, embracing the area from the south property line of Lot 12 in the Original Block 83, City of Austin, to the outer face of the curb as follows: the south face of the curb on the north side of West Seventh Street opposite said Lot 12 shall be 30 feet north of and parallel to the established center line of West Seventh Street.

(2) That the sidewalk shall be constructed in accordance with the following specifications: The edge of the sidewalk adjacent to the building shall be supported with girders and columns of sufficient size and reinforcement to carry the dead weight of the sidewalk slab, a live load of 250 pounds per square foot over the sidewalk and any superimposed dead or

live loads over said supporting girders and columns, to the sidewalk or building foundation. The sidewalk shall be constructed of a reinforced concrete slab of at least 7 inches in thickness and reinforced with $5/8$ inch round reinforcing bars, spaced not more than $6\ 1/2$ inches center to center. The outside edge of the sidewalk shall be supported and the earth under the street held back with a reinforced concrete retaining wall, at least 12 inches in thickness and not more than $12\ 1/2$ feet in height, measured from the top of the basement floor to the bottom of the sidewalk slab, and shall be reinforced with at least $3/4$ inch round reinforcing bars, spaced not more than 12 inches center to center, and $1/2$ inch round spacer bars, not more than 24 inches center to center, with at least $2\ 3/4$ inch round reinforcing bars in the base of the retaining wall running parallel to it. The sidewalk elevator shall be supported on its east and west sides by reinforced concrete beams $9\ 1/2$ inches in width and 22 inches in depth, reinforced with $2\ 7/8$ inch round reinforcing bars and $3/8$ inch round bar stirrups. It shall be supported on its north side by a reinforced concrete beam $7\ 1/2$ inches in width and 18 inches in depth, reinforced with $1\ 5/8$ inch round reinforcing bar, $1\ 3/4$ inch round reinforcing bar, and $10\ 1/4$ inch round bar stirrups, and shall be supported on its south side by the sidewalk retaining wall. Said sidewalk elevator shall be located midway between the east and west property lines of said Lot 12 extended, with its 8 foot side adjacent to and parallel to the north face of the sidewalk retaining wall, and shall be covered with rough surfaced iron or reinforced concrete doors rabbetted flush with the sidewalk designed to carry a dead and live load equal to the design load of the sidewalk slab. Said doors shall be equipped with automatically raising guard rails or some equivalent device for the protection of the hatchway when open. All hinges, locks, door flanges and the like shall be finished flush with the surface of the sidewalk. Said iron or reinforced concrete doors shall be kept normally closed. Boxes, crates, cartons, materials and goods and the like to be let into the building by way of the sidewalk elevator shall at no time be stacked or placed around said elevator in such a manner as to obstruct or interfere with pedestrian traffic along the sidewalk.

All dimensions and quantities of reinforced concrete and reinforcing steel in the above described construction are based upon the assumption that the concrete shall test at least 2,000 pounds per square inch in compressive strength 28 days after pouring, and that reinforcing steel shall test a sufficient tensile strength to give an allowable working stress of 18,000 pounds per square inch.

(3) That said Frank R. Barron will be required to change the sidewalk and retaining wall lines where, in the opinion of the City Engineer it becomes necessary to do so, to allow any pipes, conduits, storm water intakes and the like to extend north of the West Seventh Street curb line as set forth. Where the retaining wall is offset to pass around any of the above described pipes, conduits, and storm-water intakes, a thickness of 12 inches in the wall shall be maintained, which same to be reinforced with $5/8$ inch round reinforcing bars, spaced not more than 12 inches, center to center. Where the sidewalk slab passes over any pipes, conduits, storm-water intakes, and the like, the same shall be supported by beams or supporting members of ample size and proper reinforcement to carry the dead and live load anticipated in the sidewalk design

to the footings or retaining wall foundations, without placing a strain upon any pipes, conduits, storm-water intakes, and the like.

(4) That the sidewalk herein specified and provided for shall be completed by said Frank R. Barron in accordance with said specifications, and to the full satisfaction and approval of the City Manager of the City of Austin, not later than November 1, 1928, and that same shall be opened for public traffic at such time thereafter as may be determined by the City Manager. If at any time before the sidewalks are constructed, the work of erecting the building is abandoned, said O. O. Norwood, by the acceptance and employment of the privileges herein granted, nevertheless is obligated to construct the sidewalk to completion within the time above specified and according to the above specifications, irrespective of the fact that building activities may have ceased; and in event that building activities have ceased, said O. O. Norwood, shall, in addition, construct a reinforced concrete guard rail not less than 4 1/2 feet in height along the south property line of said Lot 12 and along the east property line of said Lots 11 and 12 in Block 83, the design of said guard rails to be approved by the City Manager.

(5) That the use and enjoyment of the spaces herein granted, shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space at any time with its public utilities or for other necessary public purposes.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, the improvements on Lot 1, Block 6, Outlot 56, Division "B", were assessed, on Assessment No. 10691, for year 1927 against Max Silberstein for \$4300; and

WHEREAS, it appears from Petition No. 11 hereto attached, that a clerical error was made in copying the assessment, placing the improvements at \$4300 when same should have been \$3400; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That for taxable purposes for the year 1927, the improvements be changed from \$4300 to \$3400, and that the Tax Assessor and Collector be and he is hereby instructed to change his rolls accordingly and to take credit therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Lots Nos. 1, 2, 3, and 4, Block 10, Fairview Park, were assessed on Assessment No. 882, against M. H. Benson for the year 1927 at a valuation of \$3,555.00 and the improvements thereon at a valuation of \$2,245.00; and

WHEREAS, it appears from Petition No. 13, hereto attached, that said valuations were excessive; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That for taxable purposes for the year 1927 the land be changed from \$3,555.00 to \$2,000.00, and the improvements from \$2,245.00 to \$1,750.00, and that the Tax Assessor and Collector be and he is hereby instructed to change his rolls accordingly and to take credit therefor.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole line in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole line in the following streets:

On Morningside Avenue from West 38th Street to West 40th Street, said line to be located one (1) foot west of the east line of said Morningside Avenue, the existing board fence of the State Lunatic Asylum being assumed as the said east street line of Morningside Avenue.

THAT the work of the construction of said pole line, including the excavation of the streets and the restoration and maintenance of said streets after said pole line has been constructed, shall be under the supervision and direction of the City Manager.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Austin Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas main in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Austin Gas Company be and the same is hereby permitted to lay and construct gas mains in and under the following streets:

A 4 inch gas main in Trinity Street from a point in the intersection of Trinity and East 5th Streets, said point being on an existing 10 inch gas main and 10.75 feet east of the northwest corner of said Trinity and E. 5th Street lines to a point 175 feet north of said beginning point, said line to be in the center of present west gutter line of Trinity Street and parallel with the west street line of Trinity Street and to be so constructed and placed as to not interfere with any existing underground lines or structures, and to have not less than 18 inches of cover at any point.

THAT the work and laying of said gas mains, including the excavation in the streets and alleys and the restoration and maintenance of said streets and alleys after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Mayor McFadden laid before the Council the following resolution:

REVISING DEPTH OF GAS MAIN ON THIRTY-EIGHTH STREET.

WHEREAS, the Austin Gas Company has presented the City Council with maps showing the proposed location of a gas main on 38th Street from King Street to the east line of Guadalupe Street; and

WHEREAS, a resolution was passed by the City Council of the City of Austin, Texas, on the 26th day of January, 1923, which resolution was recorded in Minute Book 10, page 242, said resolution requiring 8 feet of cover on the

west side of Guadalupe Street; and

WHEREAS, it will ultimately be necessary to construct this gas main and have the amount of cover already specified, it is not now necessary and the Austin Gas Company had made a special request for temporary right to put its gas main over the present walls of the concrete drainage structure; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Austin Gas Company be and the same is hereby permitted to lay its gas main over the walls of said concrete structure by using the following type of construction: That an I-beam be placed on each side of the gas main of the same height as the wooden sleepers used in the floor construction.

THAT the work and laying of said gas main, including the excavation in the streets and alleys and the restoration and maintenance of said streets and alleys after said main has been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

City Manager Johnson laid before the Council the report of T. B. Trotter & Company of Houston, Texas, covering an audit of the City's books for the period from July 1, 1926, to December 31, 1927, which report was received and filed.

Councilman Mueller moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Reed and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Council then recessed.

Approved: 
Mayor.

SPECIAL MEETING OF THE CITY COUNCIL:

Austin, Texas, March 9, 1928.

The Council met at the call of the Mayor, pursuant to adjournment. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; absent, Councilman Reed.

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE ESTABLISHING CERTAIN
FIRE LIMITS IN THE CITY OF AUSTIN,
IN ADDITION TO OTHER FIRE LIMITS
HERETOFORE ESTABLISHED, AND REPEALING
ALL ORDINANCES IN CONFLICT WITH THE
PROVISIONS OF THIS ORDINANCE.

The ordinance was read the first time and Councilman Mueller moved that the rule be suspended and the ordinance placed on its second reading.